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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
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09/546,966

04/11/2000

David T. Pollock

ENDOV-51639

4186

24201 7590 06/25/2008  
FULWIDER PATTON LLP  
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EXAMINER

BUI, VY Q

ART UNIT

PAPER NUMBER

3773

MAIL DATE

DELIVERY MODE

06/25/2008

PAPER

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.

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09546966	4/11/2000	POLLOCK, DAVID T.	ENDOV-51639

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**EXAMINER**

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3773	20080619
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**Commissioner for Patents**

Dear Sir:

The Examiner regrets that it takes a long time for the "Supplemental Examiner's Answer" (1/25/2008) to be issued and sent to the Applicant because some of ineffective attempts of the Examiner during the appeal process, such as "Reply Brief" (paper 9/11/2006) and "Reply Brief" (paper 3/15/2007).

However, the most recent "Supplemental Examiner's Answer" (paper 1/25/2008) was substantially the same as "Reply Brief" (3/15/2007) issued earlier in response to the Applicant's "Supplemental Appeal Brief" (5/26/2006). Please notice that the same reference Drasler et al-6,245,101 has been applied for rejection since "Final Office Action" (6/23/2005).

Considering the time and effort, this case is a serious burden to the Examiner because the Examiner only has the same very limited time and resource for this present case as for other regular cases.

The Applicant's request to strike the "Supplemental Examiner's Answer" (1/25/2008) for the reason stated by the Applicant (page 2, paper 3/25/2008) certainly will undermine the evaluation the patentability of the present claimed invention at least over Drasler et al-6,245,101.

The "Reply To The Supplemental Examiner's Answer" (3/25/2008) is acknowledged and the case is forwarded to the "Board of Patent Appeals and Interferences" for further consideration.

Respectfully,

/Vy Q. Bui/  
Primary Examiner, Art Unit 3773